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FACSIMILE MESSAGE

TO : Ethan Whisenant, Ph.D.
Examiner, Group Art Unit 1634

FAX NO.: 703-746-8465

FROM: Leona L. Lauder

DATE : October 21, 2002

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Applicant : Jan Zavada et al.

Group: 1600

Serial No.: 09/772,719

Group Art Unit: 1634

Filed : January 30, 2001

Examiner: E. Whisenant

For : MN Gene and Protein

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Denise Ortega

Name

October 21, 2002

Date

Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This letter is in response to the Restriction Requirement mailed from the U.S. Patent and Trademark Office (PTO) September 24, 2002 with a one month shortened statutory period for response. Applicants respectfully respond to the Restriction Requirement by electing with traverse Group I, that is, "Claims 38-47, drawn to a method of diagnosing renal carcinoma in humans, classified in at least Class 435, subclass 6."

In making that election, Applicants reserve their right under 35 USC § 121 to file subsequent divisional application(s)

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to protect the invention commensurate with the scope as originally filed.

If the Examiner feels that prosecution of this application could be expedited in any way by talking to the Attorney for the Applicants, Applicants respectfully invite the Examiner to call the undersigned at (415) 981-2034.

Respectfully submitted,



Leona L. Lauder
Attorney for Applicants
Registration No. 30,863

Dated: October 21, 2002